IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(*Special Original Jurisdiction*)

MONDAY, THE TWENTYFOURTH DAY OF DECEMBER
TWO THOUSAND AND SEVEN

P R E S E N T

THE HON'BLE SRI JUSTICE P.S. NARAYANA

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WRIT PETITION No.27535 of 2007

Between:

Smt. Y. Saraswathi … Petitioner

Versus

The District Collector,
Kurnool,
Kurnool district & Ors. … Respondents

Counsel for the Petitioner: **Sri N. RAVI PRASAD (6069)**

Counsel for the Respondents: **GOVT.PLEADER FOR CIVIL SUPPLIES**

THE HON'BLE SRI JUSTICE P.S. NARAYANA

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WRIT PETITION No.27353 of 2007

O R D E R :

The matter is coming up 'for admission'.

2. Heard both the counsel.

3. The writ petition is filed for a writ of mandamus, declaring the order passed by the third respondent vide Proceedings RC.A.No.2490/2007, dated 06-12-2008 as well as the show cause notice issued by the third respondent as illegal, arbitrary, unconstitutional and consequently to set aside both show cause notice as well as order vide Proceedings RC.A.No.2490/2007 dated 06-12-2007 of suspending the petitioner as Fair Price Shop Dealer for Servel village, Nandyal Mandal, Kurnool district and to pass such other suitable orders as this Court may deems fit and proper in the circumstances of the case.

4. Several contentions had been advanced by Sri N.Ravi Prasad, the counsel representing the writ petitioner and prima facie it appears that the impugned order is not sustainable. However, this Court is not inclined to express any opinion touching the merits and demerits of the matter for the reason that it is stated that the said order already had been challenged by way of appeal and the

same is said to be pending before the second respondent.

5. In view of the same, let the second respondent – Joint Collector, Kurnool, Kunrool district dispose of the appeal itself and pass appropriate orders on merits and in accordance with law, within a period of six weeks from the date of receipt of a copy of this order and till then, the impugned proceeding is suspended.

6. The writ petition is disposed of at the stage of admission. No costs.

JUSTICE P . S . NARAYANA .

24/12/2007.

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NB:

1) Operative Portion of the Order by wire at party's costs.
2) Furnish CC of the Order today itself. B/o. ISL